UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA Charlottesville Division

DR. ROBERT W. MALONE,)
Plaintiff, v.)) Case No. 3:22-cv-63
PETER R. BREGGIN, MD, et al.)
Defendants.))

UNOPPOSED MOTION TO EXTEND THE RESPONSE DEADLINE TO PLAINTIFF'S MEMORANDUM IN OPPOSITION TO MOTIONS TO DISMISS (DKT. 49)

Defendant, Dr. Jane Ruby ("Dr. Ruby"), through counsel and subject to the approval of this Court, files this *Unopposed Motion to Extend the Response Deadline to Plaintiff's Memorandum in Opposition to Motions to Dismiss (Dkt. 49)*, and in support thereof, respectfully shows the Court as follows:

Plaintiff filed his Memorandum in Opposition to the Motions to Dismiss the Amended Complaint on July 27, 2023, making Dr. Ruby's deadline to respond August 3, 2023. (Pretrial Order ¶ 7) (Dkt. 34). Dr. Ruby requests that the time to respond be extended until August 17, 2023. This request is not made for the purpose of delay or prejudice and Plaintiff is not opposed to this request.

Accordingly, Defendant Dr. Jane Ruby respectfully requests that the Court issue the attached proposed order extending Defendant Dr. Jane Ruby's time to respond to the Memorandum in Opposition to the Motions to Dismiss the Amended Complaint to August 17, 2023.

CERTIFICATE OF CONFERENCE

The undersigned certifies that counsel for Defendant, Dr. Jane Ruby, conferred with counsel for Plaintiff about the issues presented here. Counsel for Plaintiff indicated that he was not opposed to the relief sought herein.

Dr. Jane Ruby

By Counsel

MERRITTHILL, PLLC

/s/ R. Braxton Hill, IV

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Attorneys for Defendant Dr. Jane Ruby

CERTIFICATE OF SERVICE

I hereby certify that on this date the foregoing document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to the non-registered participants.

Date: July 28, 2023

/s/ R. Braxton Hill, IV

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